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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**PLAINTIFF WAYMO LLC'S  
ADMINISTRATIVE MOTION TO FILE  
UNDER SEAL ITS OPPOSITION TO  
DEFENDANTS UBER TECHNOLOGIES,  
INC. AND OTTOMOTTO, LLC'S  
MOTION TO EXCLUDE ONE OF THREE  
OPINIONS PROFFERED BY WAYMO  
EXPERT JIM TIMMINS**

Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully requests to file under seal information in its Supplemental Brief in Support of its Opposition to Defendants Uber Technologies, Inc.’s and Ottmotto LLC’s Motion to Exclude One of Three Opinions Proffered by Waymo Expert Jim Timmins, filed concurrently herewith. Specifically, Waymo requests an order granting leave to file under seal the portions of the documents as listed below:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s Supplemental Brief in Support of its Motion for Order to Show Cause (“Waymo’s Brief”)	Highlighted in blue	Defendants
	Highlighted in yellow	Anthony Levandowski; other third-parties
Exhibit 1 to Waymo’s Brief	Entire document	Defendants; other third-parties
Exhibit 2 to Waymo’s Brief	Entire document	Defendants; other third-parties
Exhibit 3 to Waymo’s Brief	Entire document	Other third-parties
Exhibit 4 to Waymo’s Brief	Entire Document	Anthony Levandowski; other third-parties
Exhibit 5 to Waymo’s Brief	Highlighted portions	Other third parties
Exhibit 6 to Waymo’s Brief	Entire Document	Other third parties
Exhibit 7 to Waymo’s Brief	Highlighted portions	Other third-parties
Exhibit 8 to Waymo’s Brief	Highlighted portions	Other third parties
Exhibit 9 to Waymo’s Brief	Highlighted portions	Anthony Levandowski; other third-parties

## **I. LEGAL STANDARD**

Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored to seek sealing only of sealable material.” *Id.*

## **II. DEFENDANTS AND/OR ANTHONY LEVANDOWSKI’S AND/OR OTHER THIRD-PARTIES CONFIDENTIAL INFORMATION**

Waymo seeks to seal these documents only because Defendants and/or non-party Anthony Levandowski and or other third-parties have designated the information confidential and/or highly confidential. Declaration of Lindsay Cooper (“Cooper Decl.”) ¶ 3. Waymo takes no position on the

1 merits of sealing the designated material, and expects Defendants and/or Mr. Levandowski and/or  
2 other third-parties to file one or more declarations in accordance with the Local Rules.

3 **III. CONCLUSION**

4 In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the  
5 above listed documents accompany this Administrative Motion. For the foregoing reasons,  
6 Waymo respectfully requests that the Court grant Waymo's Administrative Motion.

7 DATED: September 22, 2017

QUINN EMANUEL URQUHART & SULLIVAN,  
LLP

8  
9 By /s/ Charles K. Verhoeven

Charles K. Verhoeven  
Attorneys for WAYMO LLC